

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

KENTUCKY COIN PAY PHONES, INC.)	
)	
COMPLAINANT)	
)	
VS.)	CASE NO. 94-132
)	
COIN PHONE MANAGEMENT COMPANY)	
)	
DEFENDANT)	

O R D E R

On May 24, 1994, the Commission received a motion by the defendant, Coin Phone Management Company ("Coin Phone Management"), to continue the hearing set for June 2, 1994. Coin Phone Management simultaneously filed a motion to dismiss this complaint, arguing that the Commission lacks subject matter jurisdiction over the issues raised in the complaint. Therefore, the Commission, being sufficiently advised, HEREBY ORDERS that:

1. The hearing scheduled for June 2, 1994 at the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky, be continued. The Commission will issue an Order on the defendant's motion to dismiss and will either dismiss this complaint or schedule a new hearing.

2. Kentucky Coin Pay Phones, Inc. ("Kentucky Coin"), shall notify the two individuals it subpoenaed to attend the hearing, James C. Carman and Phil Scharr, of this continuance.

3. Kentucky Coin shall have 20 days from the date of this Order to submit to the Commission a written response to the defendant's motion to dismiss.

4. Coin Phone Management shall file any written reply to Kentucky Coin's response within 10 days from the date Kentucky Coin files the response with the Commission.

Done at Frankfort, Kentucky, this 27th day of May, 1994.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director